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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 JOHN ROBERT DEMOS, JR.,

10 Petitioner,

11 Case No. C13-162-MJP

12 v.

13 US SECRETARY OF DEFENSE,

14 Respondent.

15 **ORDER DIRECTING CLERK TO
16 RETURN DOCUMENTS AND TO
17 STRIKE ANY PENDING
18 MOTIONS AS MOOT**

19 The Court, having reviewed petitioner's application to proceed *in forma pauperis*, the
20 proposed habeas petition, the Report and Recommendation of United States Magistrate Judge
21 Brian A. Tsuchida, and the remaining record, does hereby **ORDER**:

- 22 1. The Report and Recommendation is **ADOPTED**;
- 23 2. The Clerk shall **RETURN** petitioner's recent submissions without filing them and
24 **STRIKE** any pending motions as moot, *see Demos v. Stanley*, MC97-0031-JLW
25 (W.D. Wash., March 13, 1997); and
- 26 3. The Clerk shall close this case and send a copy of this Order to petitioner and to
27 Judge Tsuchida.

28 DATED this 16 day of April, 2013.

29 
30 MARSHA J. PECHMAN
31 Chief United States District Judge

32 ORDER DIRECTING CLERK TO RETURN DOCUMENTS AND TO
33 STRIKE ANY PENDING MOTIONS AS MOOT- 1